

FRANK E. MERIDETH, JR. (46266)
GREENBERG TRAURIG, LLP
2450 Colorado Avenue, Suite 400E
Santa Monica, California 90404
Tel: (310) 586-7700 Fax: (310) 586-7800
meridethf@gtlaw.com

Attorneys for Defendants THE FIRST
AMERICAN CORPORATION,
FIRST AMERICAN TITLE INSURANCE
COMPANY, and UNITED GENERAL
TITLE INSURANCE COMPANY
(acting on behalf of the Defendants
listed below for purposes of this stipulation)

REED R. KATHREIN (139304)
JEFF D. FRIEDMAN (173886)
HAGENS BERMAN SOBOL SHAPIRO LLP
715 Hearst Avenue, Suite 202
Berkeley, CA 94710
Tel: (510) 725-3000 Fax (510) 725-3001
reed@hbsslaw.com
jefff@hbsslaw.com

Attorneys for Plaintiff Lisa Gentilcore

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LISA GENTILCORE, on behalf of
herself and all others similarly
situated,

Plaintiff,

v.

FIDELITY NATIONAL
FINANCIAL, INC., *et al.*,

Defendants.

CASE NO. CV 08-1374 JSW

Assigned Judge: Hon. Jeffrey S. White

**STIPULATION AND ~~[PROPOSED]~~
ORDER FURTHER EXTENDING
TIME FOR DEFENDANTS TO
RESPOND TO COMPLAINT**

1 WHEREAS, on March 11, 2008, Plaintiff filed a Complaint seeking recovery
2 under the Sherman Act, Cal. Bus. and Prof. Code §§ 16720, *et seq.*, Cal. Bus. and Prof.
3 Code §§ 17200, *et seq.*, and alleging unjust enrichment;

4 WHEREAS, on April 2, 2008, this Court So Ordered the parties' stipulation
5 extending the time for all Defendants to move against, answer or otherwise respond to
6 the Complaint through and including May 27, 2008;

7 WHEREAS, this action is one of sixty-four (64) actions recently filed in district
8 courts across the country that are the subject of a pending Motion for Transfer of Actions
9 Pursuant to 28 U.S.C. § 1407 for Coordinated or Consolidated Pretrial Proceedings filed
10 with the Judicial Panel on Multidistrict Litigation ("J.P.M.L.") in *In re Title Insurance*
11 *RESPA and Antitrust Litigation* (the "MDL Motion"), and that motion is scheduled for
12 argument before the J.P.M.L. on May 29, 2008; and

13 WHEREAS, Defendants believe that judicial economy and efficiency will be
14 promoted by extending the May 27, 2008 deadline to respond to the Complaint in the
15 above-captioned action pending a determination of the MDL Motion, and therefore, have
16 requested a further extension of time within which to move against, answer or otherwise
17 respond to the Complaint; and

18 WHEREAS, Plaintiff's counsel has agreed to this request;

19 NOW THEREFORE, the undersigned parties through their respective counsel
20 stipulate and respectfully request on behalf of all Defendants that the Court order as
21 follows:

22 The time for all Defendants to move against, answer or otherwise respond to the
23 Complaint in the above-captioned action shall be extended until 30 days following the
24 determination of the pending MDL Motion by the J.P.M.L.

25 Defendants reserve their rights to move for a stay of all proceedings in this action
26 until the Judicial Panel on Multidistrict Litigation determines the pending MDL Motion,
27 or to request further extensions of this deadline, and Plaintiff reserves her rights to
28

1 oppose such motion or request. Nothing in this stipulation shall be construed as a waiver
2 of any party's right to seek or oppose transfer of this action or coordination or
3 consolidation of this action with any other action.

4 This stipulation may be executed in counterparts, including by signature
5 transmitted by facsimile.

6
7 Dated: May 15, 2008

Respectfully Submitted,

GREENBERG TRAURIG, LLP

8
9 By


FRANK B. MERIDETH, JR.

10 Attorneys for Defendants THE FIRST
11 AMERICAN CORPORATION, FIRST
12 AMERICAN TITLE INSURANCE COMPANY,
13 and UNITED GENERAL TITLE INSURANCE
14 COMPANY (acting on behalf of the Defendants
listed below for purposes of this stipulation)

15 *Of Counsel:*

16 GREENBERG TRAURIG, LLP

17 James I. Serota

18 Kenneth Lapatine

19 Stephen L. Saxl

20 200 Park Avenue

New York, New York 10166

21 Telephone: (212) 801-9200

22 Facsimile: (212) 801-6400

23 serotaj@gtlaw.com

lapatine@gtlaw.com

saxls@gtlaw.com

24 Attorneys for Defendants THE FIRST
25 AMERICAN CORPORATION, FIRST
26 AMERICAN TITLE INSURANCE COMPANY,
27 and UNITED GENERAL TITLE INSURANCE
28 COMPANY

SIMPSON THACHER & BARTLETT LLP

Barry R. Ostrager

Kevin J. Arquit

Patrick T. Shilling

425 Lexington Avenue

New York, New York 10017-3954

Telephone: (212) 455-2000

Facsimile: (212) 455-2502

bostrager@stblaw.com

karquit@stblaw.com

pshilling@stblaw.com

Attorneys for Defendants FIDELITY NATIONAL
FINANCIAL, INC., FIDELITY NATIONAL
TITLE INSURANCE COMPANY, TICOR
TITLE INSURANCE COMPANY, TICOR
TITLE INSURANCE COMPANY OF FLORIDA,
CHICAGO TITLE INSURANCE COMPANY,
and SECURITY UNION TITLE INSURANCE
COMPANY

FULBRIGHT & JAWORSKI L.L.P.

Mark A. Robertson

David Foster

George Gasper

666 Fifth Avenue

New York, New York 10103

Telephone: 212-318-3304

Facsimile: 212-318-3400

mrobertson@fulbright.com

dfoster@fulbright.com

ggasper@fulbright.com

- and -

Samuel R. Miller

SIDLEY AUSTIN LLP

555 California St.

San Francisco, CA 94104

Telephone: (415) 772-7447

Facsimile: (415) 772-7400

1 srmiller@sidley.com

2 Attorneys for Defendants
3 STEWART TITLE GUARANTY COMPANY
4 and STEWART TITLE INSURANCE
5 COMPANY

6 SEVERSON & WERSON
7 Mark Joseph Kenney (SBN 87345)
8 One Embarcadero Center, Ste. 2600
9 San Francisco, CA 94111
10 Telephone: (415) 677-5505
11 Facsimile: (415) 956-0439
12 mjk@severson.com

13 Attorneys for Defendants LANDAMERICA
14 FINANCIAL GROUP, INC.,
15 COMMONWEALTH LAND TITLE
16 INSURANCE COMPANY, LAWYERS TITLE
17 INSURANCE CORPORATION, and
18 TRANSNATION TITLE INSURANCE
19 COMPANY

20 Margaret A. Keane
21 DEWEY & LEBOEUF LLP
22 One Embarcadero Center, Suite 400
23 San Francisco, CA 94111
24 Telephone: (415) 951-1100
25 Facsimile: (415) 951-1180
26 mkeane@dl.com
27 Attorneys for Defendant NATIONAL TITLE
28 INSURANCE OF NEW YORK, INC

1
2 Dated: May 15, 2008

HAGENS BERMAN SOBOL SHAPIRO LLP

3
4 By: //s// Jeff D. Friedman

5 Jeff D. Friedman (173886)

6 Reed R. Kathrein (139304)

7 715 Hearst Avenue, Suite 202

Berkeley, CA 94710

8 Tel: (510) 725-3000 Fax (510) 725-3001

9 reed@hbsslaw.com

jefff@hbsslaw.com

10 Attorneys for Plaintiff Lisa Gentilcore

11 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

12
13
14 DATED: May 15, 2008


HON. JEFFREY S. WHITE